

Sixth Appellate District

San Jose, California

MONDAY, JANUARY 29, 2007

H029595 PEOPLE v. FOSSELMAN

The judgment is affirmed. (not published)
(Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)
Filed January 29, 2007

H029469 PEOPLE v. DANG

The appeal is dismissed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: McAdams, J., Duffy, J.)
Filed January 29, 2007

H029509 PEOPLE v. HERNANDEZ

The judgment is ordered modified by vacating the conviction for attempted murder on count 1. As so modified, the judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: McAdams, J., Duffy, J.)
Filed January 29, 2007

H029675 PEOPLE v. SHELLOCK

By the Court:

On the court's own motion, the submission order in the above-entitled matter dated December 1, 2006, is hereby vacated. The court by separate letter issued January 26, 2007, has requested supplemental briefing from the parties in H030924, Shellock on Habeas Corpus. The cause will be resubmitted upon completion of supplemental briefing.

Dated: January 29, 2007 Bamattre-Manoukian, Acting P.J.

H029359 PEOPLE v. JIMENEZ

The judgment is affirmed. (not published)
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)
Filed January 29, 2007

H030431 MORA, et al. v. SUPERIOR COURT

Respondent superior court erred in sustaining without leave to amend the demurrers of real parties in interest Ocwen and Cal-Western to the second amended complaint. Accordingly, let a peremptory writ of mandate issue commanding the superior court to vacate its order and enter a new order overruling the demurrers. (not published)

(Duffy, J.; We concur: Premo, Acting P.J., Elia, J.)
Filed January 29, 2007

Sixth Appellate District

San Jose, California

TUESDAY, JANUARY 30, 2007

H028863 MARRIAGE OF PHOEBE WALLS AND DAVID PEASLEY

The QDRO and arrearage orders are reversed. The matter is remanded to the trial court for further proceedings, including an apportionment of the community interest in Ford Aerospace/Loral benefits that were being paid by Ford Motor under the Agreement plus arrearages, interest, and credits, if any. Husband is entitled to his costs on appeal. (not published)
(Rushing, P.J.; We concur: Elia, J., Duffy, J.)
Filed January 30, 2007

H030050 PEOPLE v. GOODWIN

The appeal is dismissed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed January 30, 2007

H029917 PEOPLE v. MCQUEEN

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., Duffy, J.)
Filed January 30, 2007

H030145 PEOPLE v. BERNARD

By the Court:

On the court's own motion, the submission order in the above-entitled matter dated January 9, 2007, is hereby vacated. The court by separate letter issued January 29, 2007, has requested supplemental briefing from the parties. The cause will be resubmitted upon completion of supplemental briefing.
Dated: January 30, 2007 Bamattre-Manoukian, Acting P.J.

WEDNESDAY, JANUARY 31, 2007

H029820 PEOPLE v. YOUNG

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed January 31, 2007

H028813 MCALLISTER v. COUNTY OF MONTEREY, et al.; LAUBE, et al.

We treat the challenged order of February 22, 2005, as a judgment of dismissal, entered nunc pro tunc, which we affirm. McAllister shall bear the costs of appeal. (published)
(McAdams, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy, J.)
Filed January 31, 2007

Sixth Appellate District

San Jose, California

Wednesday, January 31, 2007 (continued)

H030314 In re A.R., et al.; SANTA CRUZ HRA v. JAMES R.

The order is affirmed. (not published)
(McAdams, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy,
J.)

Filed January 31, 2007

THURSDAY, FEBRUARY 1, 2007

(no minute approved orders)

FRIDAY, FEBRUARY 2, 2007

H029771 STEVEN TRAVIS, et al. v. COUNTY OF SANTA CRUZ

The trial court's order denying appellant's petition for a writ of mandate is reversed. The case is remanded to the trial court with directions that the trial court grant the writ of mandate with respect only to the condition imposed by the County's Ordinance that limits occupancy of a second unit based on the age of the prospective tenants. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed February 2, 2007

The following cases are submitted this date:

H030293 PEOPLE v. ZHAO
H030931 ROBERT O. v. SUPERIOR COURT
H030041 PEOPLE v. BARROW
H030709 PEOPLE v. THIMMES
H030080 PEOPLE v. ALVARADO
H030156 PEOPLE v. GARCIA
H030400 PEOPLE v. LU
H029906 PEOPLE v. MADAYAG
H029015 PEOPLE v. ODOM
H029299 PEOPLE v. DIAZ
H029542 PEOPLE v. REYNAGA
H030089 PEOPLE v. JARAMILLO
H030164 PEOPLE v. TAPIA, JR.
H029736 PEOPLE v. YLIZ
H029792 PEOPLE v. GARCIA, et al.
H030236 PEOPLE v. JIMENEZ
H029764 PEOPLE v. VARELAS
H029942 PEOPLE v. WILLIAMS
H030095 WU v. LIN
H029623 PEOPLE v. LOWE
H030243 PEOPLE v. CURTIS
H030506 PEOPLE v. KEO